



MARYLAND DEPARTMENT OF THE ENVIRONMENT

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Deputy Secretary

September 1, 2009

CERTIFIED MAIL

David S. Meiskin, Managing Member
Herron 393, LLC
Pond Road Center
4345 Route 9, Suite 28
Freehold, New Jersey 07728

Re: Voluntary Cleanup Program Application
Herron Area 1 Property
Elkton, Maryland 21921

Dear Mr. Meiskin:

The Voluntary Cleanup Program ("VCP") of the Maryland Department of the Environment ("Department") has reviewed your request, dated August 7, 2009, for "a 6 month extension to get the response action plan ("RAP") approved and the work completed" at Herron Area 1 property located on Zeitler Road in Elkton, Cecil County, Maryland. Prior to submittal of the RAP, a complete Phase II environmental site assessment is required for the property. The Department has issued numerous comments regarding the site assessment following the submittal of the VCP application in June 2006. As of the date of this letter, the Department has not received all required responses to the comments specified in the Department's letters dated August 8, 2006 and February 10, 2009, and in the Department's e-mail dated June 18, 2008.

Please provide the documents requested by the Department within thirty (30) days of receipt of this letter. The requested information must be accompanied by a statement of certification as found in Section XIV of the VCP application form. If the requested information is not received within 30 days, the VCP application will be withdrawn. Please note that the statement of certification submitted to the VCP may not be a fax, scan or photocopy.



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If you have any questions regarding any aspects of the program, please contact Irena Rybak, the project manager at 410-537-3493.

Sincerely,



James R. Carroll, Administrator
Land Restoration Program

cc: James B. Witkin, Esq., Linowes and Blocher LLP
Ms. Lorie Baker, EPA Region 3
Mr. Jim Henry, DBED
Mr. Horacio Tablada
Mr. Kim Lemaster
Ms. Irena Rybak